(2)

Single Bench

CF 1002 (4)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
CHHATTISGARH
W.P.(S) NO. 4992 /2006

PETITIONER : Shailabh Kumar Sahu,
S/O. Shri S.P. Sahu,
aged about 21 years,
R/O. - C/O Shri A.D.Diwan,
Diwan Sadan, Bhagat Singh Chowk,
Tikrapara Raipur,
Distt. - Raipur (C.G.)

P.R. No. 5005/06
Presented by Shri G.P. Lahre
dated 8/6/06

VERSUS

RESPONDENTS

1. Bharat Sanchar Nigam Ltd.,
Through : Chief Managing Director,
A, 601, Statesman House,
Barakhambha Road, Delhi.

2. Chief General Manager,
B.S.N.L. Chhattisgarh Telecom Circle,
Khamhardih, Vidhansabha Road,
Raipur (C.G.) Pin : 492 007

OATH COMMISSIONER
S.R. Kaushik
BILASPUR TAHSIL
6/9/06

WRIT PETITION UNDER ARTICLE 226/227 OF

THE CONSTITUTION OF INDIA

1. grounds as

(84)

HIGH COURT OF JUDICATURE CHHATTISGARH: BILASPUR

Single Bench: Hon'ble Shri Satish K. Agnihotri, J.

W.P.(s) No. 4992 of 2006

Petitioner : Shailabh Kumar Sahu

Versus

Respondents : State of Chhattisgarh & others

Shri Pushpendra Patel, counsel for the petitioner.
Shri V.V.S. Moorthy, Senior counsel with Smt. Anju Ahuja, counsel for the respondents.

ORDER

(12th September, 2006)

1. According to learned counsel for the petitioner, the petitioner has not been selected for appointment on the post of Graduate Engineer, Junior Telecom Officer-2005

2. The petitioner has filed this writ petition challenging the impugned O.B.C. Merit List prepared by the respondents, in which the name of the petitioner has not been shown despite the fact that the petitioner has secured higher mark than other candidates, who have secured less marks than the petitioner, whose names have been shown in the O.B.C. Merit list.

2. Being aggrieved, the petitioner has filed representations/appeals dated 17.8.2006 (Annexure P/6) and 5.8.2006 (Annexure P/7) before the Chief General Manager, B.S.N.L. Chhattisgarh Telecom Circle, Raipur. The said representations/appeals are still pending before the Chief General

(65)

Manager, B.S.N.L. Chhattisgarh Telecom Circle, Raipur. The petitioner cannot pursue his grievances in two forums. When the petitioner has approached a forum by filing representations/appeals, which are already pending, this writ petition is not maintainable.

3. However, in the facts and circumstances of the case, the Chief General Manager, B.S.N.L. Chhattisgarh Telecom Circle, Raipur is directed to consider and decide pending representations/appeals dated 17.8.2006 (Annexure P/6) and 5.8.2006 (Annexure P/7), on its own merit, in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

4. The writ petition is accordingly disposed of. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge

Subhash